IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

MARTINSBURG DIVISION

STEPHEN W. COMPTON, SR.,
Individually and as Executor of
the Estate of **IDA MARIE COMPTON,**

Plaintiff,

v.

Case no: 3:10cv69
Judge Bailey
JURY TRIAL DEMANDED

STATE FARM FIRE AND CASUALTY COMPANY
a/k/a **STATE FARM INSURANCE**

Defendant.

PLANNING MEETING REPORT AND PROPOSED DISCOVERY PLAN

COME NOW the parties, Plaintiff Stephen W. Compton, Sr., individually and as Executor of the Estate of Ida Marie Compton ("Plaintiff") by counsel Wm. Richard McCune, Jr. and Alex A Tsiatsos, and Defendant State Farm Fire and Casualty Company, a/k/a State Farm Insurance, ("State Farm") by counsel E. Kay Fuller, Esq. and Michael M. Stevens, Esq., and pursuant to their August 12, 2010 initial planning meeting, submit the following Meeting Report and Proposed Discovery Plan.

The parties propose the following deadlines:

1. INTERMEDIATE PRETRIAL CONFERENCE: parties to contact the Court if needed.

2. MEDIATION: before June 15, 2011

3. JOINDER AND AMENDMENTS: October 29, 2010

4. EXPERT DISCLOSURE

   a. with burden: January 17, 2011

b. without burden: February 15, 2011

5. EXAMINATION/INSPECTIONS: December 15, 2010

6. DISCOVERY COMPLETION: March 31, 2010

7. DISPOSITIVE MOTIONS: May 2, 2011

responses: May 16, 2011

replies: May 23, 2011

8. PRETRIAL DISCLOSURES, FED R. CIV PRO 26(a) 3: May 9, 2011

objections: May 16, 2011

9. JURY INSTRUCTIONS, VOIR DIRE and VERDICT FORMS: June 1, 2011

objections: June 8, 2011

10. MOTIONS IN LIMINE: June 1, 2011

objections: June 8, 2011

11. JOINT FINAL PRETRIAL CONFERENCE ORDER: June 15, 2011

12. FINAL PRETRIAL CONFERENCE: June 30, 2011

13. TRIAL: July 19, 2011

Having considered Fed. R. Civ. P. 16 and 26(f) and Local Rule 16.01(b), the parties state that they do not anticipate that this case will involve extensive electronic discovery or present any unusual discovery issues. This is not a case for which complex case management procedures are required. The parties are not prepared, at this time, to stipulate to any disputed facts. The parties do not consent to trial by a magistrate judge. Although the parties will mediate this case pursuant to the Court's Scheduling Order, they do not request any other forms of alternative dispute resolution.

PLAINTIFF, by counsel:

s/ Wm. Richard McCune, Jr.
Wm. Richard McCune, Jr. (WV Bar # 2429)
Alex A. Tsiatsos (WV Bar #10543)
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DEFENDANT, by counsel:

s/ Michael M. Stevens w/ permission
E. Kay Fuller, Esq.
Michael M. Stevens, Esq.
Martin & Seibert, L.C.
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Defendant.

CERTIFICATE OF SERVICE

I, undersigned counsel for the plaintiff, hereby certify that on August 19th, 2010, I electronically filed the foregoing ***Planning Meeting Report and Proposed Discovery Plan*** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

E. Kay Fuller, Esq.
Michael M. Stevens, Esq.
Martin & Seibert, L.C.
1453 Winchester Avenue
Martinsburg, WV 25402
counsel for defendant State Farm

s/ Wm. Richard McCune, Jr.
Wm. Richard McCune, Jr. (WV Bar # 2429)
Alex A. Tsiatsos (WV Bar #10543)